

DENTAL QUALITY ASSURANCE COMMISSION

Thursday March 4, 2004

Commission Business Minutes

Department of Health

Tumwater Washington

(Subject to Commission Approval)

Members Present:

Robin Reinke, DDS, Chair
John Davis, DDS, JD, Vice Chair
Laurie Fan, DDS
Abdul Alkezweeny, Ph.D, Public Member
Mark Koday, DDS
Bernard Nelson, Public Member
Theresa Cheng, DDS

Marshall Titus, DDS
Pramod Sinha, DDS
George McIntyre, DDS
Lorin Peterson, DDS,
Russell Timms, DDS
Ernest Barrett, DDS

Members Absent:

Mark Paxton, DDS

Staff Present:

Gail Zimmerman, Executive Director
Lisa Anderson, Health Services Consultant 3
Lisa Gast, Health Services Consultant 1
Kim Dinsmore, Program Representative
Nancy Smith, Program Representative

Lisa Pannone, Staff Attorney
Elyette Weinstein, Staff Attorney
Mark Brevard, AAG

Others Present:

David Hemion, Washington State Dental Association
Joella Pyatt, RDH Washington State Dental Hygienists Association
Melissa Johnson, Washington State Dental Hygienists Association
Brian Edgar, DDS Washington State Dental Association
Rick Ouhl, DDS, Washington State Dental Association
David Houton, DDS, Washington State Dental Association
Robert Shaw, DDS, Washington State Dental Association
Barbi Lynch, RDH, Washington State Dental Hygienists Association
Ann Clifton, M.A.T.
Maurice Lawty
Debra Hopkins, DDS

In accordance with the Open Public Meetings Act, notices were mailed to individuals requesting notification of the Commission meetings.

OPEN SESSION

1. **CALL TO ORDER-** *Robin Reinke, DDS, Chair*

The March 4, 2004 business meeting of the Dental Quality Assurance Commission was called to order by Robin Reinke, DDS Chair, at 7:00 p.m. at the Department of Health, Tumwater, Washington.

1.1 **Approval of Agenda**

The Agenda was approved with the following additions:

- 3.1 Add'l-Interim Operating Report for January 2004
- 3.2 Dental Care Scope of Practice Sunrise Review-Information Summary and Recommendations.
- 12.3 Article entitled, "Not so Public?" from the Tri-City Herald, published Sunday, February 29th 2004, by John Trumbo, Herald staff writer

1.2 **Approval of the January 22-24, 2004 meeting minutes**

The meeting minutes were approved as presented.

7:15 p.m.

2. **COMPLIANCE PRESENTATION** –*Debra Hopkins, DDS*

Forty-five (45) minute presentation with fifteen (15) minute question and answer period (for Commission members only). No audience questions will be taken

Dr. Hopkins was required by the Commission to give a one (1) hour presentation regarding cavitation and homeopathic injections, as part of her compliance with a Stipulation to Informal Disposition that was issued to her by the Commission. Dr. Hopkins provided an informative power point presentation and answered questions posed by the Commission.

3. **PROGRAM REPORT, EXECUTIVE DIRECTOR, ASSISTANT ATTORNEY GENERAL-** *Lisa Anderson, Health Services Consultant, Gail Zimmerman, Executive Director, Mark Brevard, AAG*

3.1 **Budget Report-Interim Operating Reports for December 2003 w/memo from Kathy Anderson re: Attorney General costs**

The budget report was provided to the members of the Commission for their information and review. They were also provided with a memo explaining an

error in the billing for Attorney General services in December, decrease of supply over-expenditures, and customer service and public disclosure coding.

3.2 Legislation-Update, HB 2834, Sunrise Report (Hand-out), Letter to Mary Selecky, Secretary, Department of Health from the Dental Commission re: HB 2326.

Lisa Anderson gave the members of the Commission an update regarding the above listed items. Ms. Anderson went over HB 2834 and answered questions. A copy of the Sunrise Report was provided to each of the members of the Commission for their information and future reference. A copy of a letter written to Mary Selecky, Secretary, Department of Health, from the Commission, regarding HB 2326, was provided to the members of the Commission for their information. Ms. Anderson informed the Commission that at this time, HB2326 appears to be dead but that it may show up attached to another bill before the end of session.

3.3 Commission Appointments-Update

Ms. Anderson gave a brief update regarding the status of the recruitment for new commission members. Ms. Anderson stated that she had received three (3) applications.

3.4 Ethics Policy-K-01-02-Ethics, Conflict of Interest, and Appearance of Fairness-Discussion/FYI

The members of the Commission were provided with copies of the above listed policy for their information and review.

3.5 Staffing Changes/Updates/Introductions

Ms. Anderson announced to the Commission that Donna Johnson had left the Department of Health after ten (10) years of service (eight (8) with the Commission) to accept a promotion with the Department of Veteran's affairs. Ms. Anderson also introduced new Dental Commission staff member, Nancy Smith. Ms. Smith has worked on and off for the Commission for many years in a temporary position and has now been permanently hired as an Office Assistant Senior. Ms. Smith will be working on licensing, complaint intake, travel and various other projects.

4. RULES

4.1 Update –Status report of current dental rules needing to be repealed or amended.

Ms. Anderson informed the Commission that the Department of Health has hired someone to work exclusively on rules for the Department. Ms. Anderson stated that three (3) CR 101's regarding dental rule changes are currently in process.

5. STAFF/COMMISSION MEMBER REPORTS

5.1 Letter dated January 22, 2004 re: Acceptance of Foreign Dental Training - *Pramod Sinha, DDS.*

Dr. Sinha provided a copy of this letter to the members of the Commission to support the current law that requires foreign trained dentists to acquire 2 years of pre or post doctoral education from an ADA accredited school and upon completion of the training, obtain a letter from the dean of the school which states that the applicant has met the level of clinical and didactic skills that is required of graduates of the dental program. Dr. Sinha stated that he found the two (2) year requirement imperative as it allows a foreign trained dentist to get acquainted with the techniques and systems in the U.S., along with the necessary cultural adjustments that are important to developing clinical competency for a successful practice in the U.S.

5.2 Information re: Use of Defibrillators in the dental setting - *Russell B. Timms, DDS*

Dr. Timms provided the members of the Commission with a handout regarding Automatic External Defibrillators (AED's). Dr. Timms told the Commission that he expected that AED's would be standard in dental offices within the next five (5) years.

6. WESTERN REGIONAL EXAM BOARD (WREB)-

6.1 WREB Update

Dr. Peterson informed the Commission that the 2004 WREB exam season starts in two (2) weeks in Richmond, VA and Loma Linda, CA. Dr. Peterson requested feedback from the Washington State Dental Association (WSDA) and the Commission members regarding use of a typodont vs. a live patient. Dr. Peterson requested that this issue be put on the April agenda for feedback.

6.2 Letter dated February 13, 2004 from Linda Paul re: Validity Support for WREB Exams (w/attachments)

This information was provided to the members of the Commission for their information and review.

6.3 Newsletter-Winter 2004

This information was provided to the members of the Commission for their information and review.

6.4 Minutes from the Board of Directors meeting held January 10, 2004, in Phoenix, AZ

Dr. Peterson provided an update to the Commission at the February meeting. These minutes are being provided as follow up to that update.

7. CENTRAL REGIONAL DENTAL TESTING SERVICE (CRDTS)

7.1 CRDTS Update

Dr. Reinke reminded the members of the Commission that she, Dr. Titus, and Dr. Timms would be attending the annual meeting in Kansas City, MO, March 11-13, 2004.

7.2 2004 Dental Testing Assignments

This was provided to the members of the Commission for their information and review.

8. AMERICAN DENTAL ASSOCIATION (ADA)/ AMERICAN ASSOCIATION OF DENTAL EXAMINERS (AADE)/ AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS (AADA), DENTAL ASSISTING NATIONAL BOARD (DANB)

8.1 AADA-Letter dated February 5, 2004 from Raymond J. Jarvis, DMD, President re: 2004 mid-year meeting of the AADA Administrators on March 28-29, 2004 in Chicago (w/attachments)

This was provided to the members of the Commission for their information and review.

8.2 ADA-Letter dated January 16, 2004 from Dr. Leon A. Assael, Chairman, re: Actions of the 2003 ADA House of Delegates and Council-Related Information. Attachments include: Guidelines for Licensure, ADA Policy on Dental Licensure, ADA Guidelines for the Use of Conscious Sedation, Deep Sedation and General Anesthesia for Dentists, Guidelines for Teaching The Comprehensive Control of Anxiety and Pain in Dentistry, ADA Policy Statement: The Use of Conscious Sedation, Deep Sedation and General Anesthesia in Dentistry, United States Licensure for International Dentists-December 2003, Definition of Dentistry and Definitions of ADA-Recognized Dental Specialties, and Facts on Dental

Licensure-December 1, 2003. Copies of the listed attachments are available upon request.

This information was provided to the members of the Commission for their information and review.

8.3 AADE-The Bulletin, Spring 2004

This was provided to the members of the Commission for their information and review.

9. POLICIES/ INTERPRETIVE STATEMENTS, OPINIONS

Any interpretive statement issued by the Commission is advisory and intended for the guidance of the requesting parties only. The interpretive statement is not legally binding and does not have the force and effect of a duly promulgated regulation or declaratory ruling by the Commission.

There were no policies, interpretive statements, or opinions to review/discuss at this time.

10. CORRESPONDENCE

10.1 Letter from Dan L. Laizure, DMD, FAGD, Executive Director, Conservatory for Applied Restorative Excellence, re: RCW 18.32.030, "Practice of dentistry by licensed dentists of other states or countries while appearing as clinicians at meetings.."

The members of the Commission discussed Dr. Laizure's correspondence and asked that the issue be moved to the April agenda.

10.2 Letter dated January 29, 2004 from American Association of Oral and Maxillofacial Surgeons to Dr. Michael Silverman, President, Dental Organization for Conscious Sedation (DOCS).

The members of the Commission discussed this information and possible changes that may need to be made to the current rules regarding dental conscious sedation in Washington State. Lorin Peterson, DDS suggested to the Commission that they might wish to invite Dr. Dee Isackson to present to the Commission regarding the issue of conscious sedation. The Commission agreed to invite Dr. Isackson and requested staff to contact her and see if her schedule will permit her attending the Commission's June meeting.

Items listed under the consent agenda are considered to be routine agency matters and will be approved by a single motion of the Commission without separate discussion. If separate discussion is desired, that item will be removed from the agenda and placed on the regular business agenda.

11. CONSENT AGENDA

11.1 The Sentinel-News for DOH Employees-Vol.7, No.2, February 2004

Accepted as submitted

12. NEWSLETTERS/FYI ARTICLES

12.1 Kansas Dental Board Newsletter, January 2004

12.2 Oregon Board of Dentistry News, Vol. 20, No. 2, February 2004

Accepted as submitted

CLOSED SESSION

13. EXECUTIVE SESSION-

The term "executive session" is commonly understood to mean that part of a regular or special meeting of the governing body that is closed to the public. A governing body may hold an executive session only for specified purposes, which are identified in RCW 42.30.220(1)(a)-(k), and only during a regular or special meeting.

The Commission may go into executive session to discuss issues that are appropriate to be handled in closed session such as personnel issues or to obtain legal advice.

The Commission went into executive session with Gail Zimmerman, Executive Director, and Assistant Attorney General Advisor, Mark Brevard, to discuss personnel issues.

14. FUTURE COMMISSION BUSINESS

Staff was asked to put the following items on future business agendas:

- * Invite Dr. Dee Isackson to speak to the Commission**
- * Request from Dr. Laizure to invite dentists licensed in other states, but not in Washington, to act as clinicians.**
- * Request from Lorin Peterson, DDS to discuss WREB issue regarding use of typodont vs. live patient (get input from Commission members)**

15. BUSINESS MEETING ADJOURNMENT

The business meeting adjourned at 10:45 p.m.

Respectfully Submitted By:

Kim Dinsmore, Administrative Assistant II

Commission Approval By:

Robin Reinke, DDS, Commission Chair